

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
NORTHERN DIVISION**

**IVAN TZEKOV,**

**Petitioner,**

**vs.**

**ALBERTO GONZALES, United States  
Attorney General,**

**Respondent.**

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**Civil Action 2:06-0602-KD-C**

**ORDER**

After due and proper consideration of all portions of this file deemed relevant to the issues raised, and there having been no objections filed, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. §636(b)(1)(B) is **ADOPTED** as the opinion of this Court. It is **ORDERED** that this action be and is hereby **DISMISSED** without prejudice.

**DONE** this the 27<sup>th</sup> day of November, 2006.

**s / Kristi K. DuBose  
KRISTI K. DuBOSE  
UNITED STATES DISTRICT JUDGE**